THE HON'BLE MRS JUSTICE T.MEENA KUMARI

&

THE HON'BLE MR JUSTICE P.LAKSHMANA REDDY

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WRIT PETITION NO :20800 of 2005

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Dated: 30.09.2005

Between:

Y.P. Venkata Ramanaiah, S/o Y.P. Ramaswamy

..**Petitioner**

And

1. The Government of A.P., rep., by its

Secretary Panchayat Raj & Rural Development

Department, Secretariat, Hyderabad and three

Others .. **Respondents**

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

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WRIT PETITION NO :20800 of 2005

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ORDER:(Per Hon'ble Smt. Justice T. Meena Kumari)

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This writ petition is filed seeking a direction, in the nature of writ of mandamus, to set aside the order dated 26-7-2005 and 16.8.2005 passed by the A.P. Administrative Tribunal in O.A.No.3747 of 2005 with V.M.A.No.469 of 2005 as arbitrary and illegal.

The 4th respondent herein is the applicant and the petitioner and respondents 1 to 3 herein are the respondents in O.A. The status of the parties will be referred to herein as arrayed in the O.A.

The present O.A has been filed by the applicant challenging the transfer proceedings dated 30.6.2005 issued by the official-respondents. On 26.7.2005, while admitting the O.A., the Tribunal granted interim suspension of the transfer proceedings dated 30.6.2005, for a period of 14 days. Subsequently, the Tribunal extended the interim orders up to 30.6.2006 vide Order dated 16.8.2005 in VMA No.469 of 2005 filed by the 4th respondent. Aggrieved by the same, the 4th respondent filed the present writ petition.

Heard the learned Counsel and perused the material available on record.

The main grievance of the 4th respondent-writ petitioner is that due to the interim suspension of the proceedings impugned before the tribunal, apart from the transfer of the applicant, the order as to the retention of the writ petitioner in his original place, which forms part of the proceedings impugned, has automatically become suspended and thereby, much hardship has been caused to him.

This writ petition is nothing but an outcome of an interim order. Apart from that, the subject matter pertains to the transfer order, which is within the domain of the administrative matters. Therefore, the question as to whether there is any arbitrariness or malafides in passing the orders impugned in the O.A. and whether there is any inconvenience being caused to the writ petitioner, is a matter to be decided in the main O.A. after hearing both the parties, but not at this interlocutory stage. Apart from that, the material goes to show that in the first instance, the interim suspension has been granted for a limited period and subsequently, it has been extended.

In this background of the matter that the approach of the writ petitioner before this Court on the extension of interim orders, is a premature one and therefore, we see no merits in this writ petition and the writ petition is liable to be dismissed.

Accordingly, the writ petition is dismissed at the admission stage. No order as to costs.

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Justice T. Meena Kumari

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Justice P. Lakshmana Reddy

Dated: 30.09.2005

Nn/Bud.